UNITED STATES DISTRICT COURT
DISTRICT OF RHODE ISLAND

GEORGE GUINDON, Alias, ET AL :
:
VS. : C.A. NO. 2003-335 L
:
AMERICAN FOAM CORPORATION, ET AL :

ANSWER OF DEFENDANT DANIEL BICEHELE

The Plaintiffs have adopted the First Amended Master Complaint in Albert L. Gray, Administrator, Et Al vs. Jeffrey Derderian, Et Al vs. Home Depot, U.S.A. Inc., C. A. No. 04-312 L, this Defendant hereby incorporates the Answer filed on his behalf as his answer hereto.

Plaintiffs have also included additional allegations set forth in Estate of Jude B. Henault, Et Al vs. American Foam Corporation, Et Al, C.A. No. 03-483 L "Notice of Adoption of the Master Complaint." This Defendant hereby incorporates the Answer filed on his behalf as his Answer hereto.

Additional Plaintiffs' allegations identified in Paragraphs 260 through 280 are answered as follows:

260. through 280. Defendant Daniel Biechele is without knowledge or information as to the identity of the Plaintiffs, their representative capacity or their residency and leaves Plaintiffs to their proof thereof. Based on the criminal prosecution Defendant Daniel Biechele currently faces in the matter of State of Rhode Island v. Daniel Biechele, Docket No. KI 2003-653, Mr. Biechele has no choice but to invoke his privilege against self-incrimination pursuant to the Fifth Amendments to the United States and Rhode Island Constitutions as well as Article I, Section 13 of the Rhode Island State Constitution. Based on these privileges, Mr. Biechele respectfully declines to answer the remaining allegations contained in Paragraphs 260 through 280 of the First Amended Master Complaint at this time.

WHEREFORE, Defendant Daniel Biechele demands entry of Judgment in his behalf as to Plaintiffs' First Amended Master Complaint.

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I hereby certify that I e-mailed a true copy of the within to the above counsel of record by first class mail, postage prepaid, on the 14th day of January, 2005.

[signature]